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*LIMITED TO MATTERS
AND PROCEEDINGS BEFORE
FEDERAL COURTS & AGENCIES
**REGISTERED PATENT AGENT
***SENIOR COUNSEL

January 9, 2002

WRITER'S DIRECT NUMBER:
(202) 371-2543

INTERNET ADDRESS:
AKAMAGE@SKGF.COM

Commissioner for Patents
Washington, D.C. 20231

Box Missing Parts

Re: U.S. Utility Patent Application
Appl. No. 09/966,746; Filed: October 1, 2001
For: **Method of Screening for Therapeutics for Infectious Diseases**
Inventor: Maurice Zauderer
Our Ref: 1821.0060001/EKS/AJK

Sir:

In reply to the Notice to File Missing Parts of Application--Filing Date Granted and Notice to Comply with Sequence Rules dated **November 9, 2001**, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. PTO Fee Transmittal Form PTO/SB/17;
2. Preliminary Amendment and Submission of Sequence Listing;
3. Paper and computer readable copy of Sequence Listing;
4. Copy of the Notice to File Missing Parts;
5. Original Declaration, executed by the inventor
6. One (1) Sheet of drawings: (Figures 1 and 2);

Commissioner for Patents

January 9, 2002

Page 2

7. Our Check No. 33781 for \$ 924.00 to cover:
\$740.00 Filing Fee for Patent Application (37 C.F.R. § 1.16)
\$ 54.00 Fee for excess claims (37 C.F.R. § 1.16)
\$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16); and
8. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

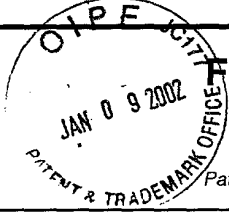
Andrea Jo Kamage

Andrea Jo Kamage
Agent for Applicant
Registration No. 43,703

EKS/AJK/jk
Enclosures

20020109 04:29:00

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

 <h2 style="margin: 0;">FEE TRANSMITTAL for FY 2002</h2> <p style="margin: 0;">Patent fees are subject to annual revision.</p>		Complete if Known	
		Application Number	09/966,746
		Filing Date	October 1, 2001
		First Named Inventor	Maurice Zauderer
		Examiner Name	N/A
		Group Art Unit	1632
TOTAL AMOUNT OF PAYMENT		(\$924.00)	
		Attorney Docket No.	1821.0060001/EKS/AJK

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)																																																																																													
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:</p> <p>Deposit Account Number: 19-0036</p> <p>Deposit Account Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.</p> <p><input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed</p> <p><input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> Other*</p> <p><small>*Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036</small></p>	<p>3. ADDITIONAL FEES</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th></th> </tr> </thead> <tbody> <tr> <td>Fee Code</td> <td>Fee Code</td> <td>Fee Description</td> </tr> <tr> <td>Fee (\$)</td> <td>Fee (\$)</td> <td>Fee paid</td> </tr> <tr> <td>105</td> <td>205</td> <td>Surcharge - late filing fee or oath</td> </tr> <tr> <td>127</td> <td>227</td> <td>Surcharge - late provisional filing fee or cover sheet</td> </tr> <tr> <td>139</td> <td>139</td> <td>Non-English specification</td> </tr> <tr> <td>147</td> <td>2,520</td> <td>For filing a request for <i>ex parte</i> reexamination</td> </tr> <tr> <td>112</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> </tr> <tr> <td>113</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> </tr> <tr> <td>115</td> <td>215</td> <td>Extension for reply within first month</td> </tr> <tr> <td>116</td> <td>216</td> <td>Extension for reply within second month</td> </tr> <tr> <td>117</td> <td>217</td> <td>Extension for reply within third month</td> </tr> <tr> <td>118</td> <td>218</td> <td>Extension for reply within fourth month</td> </tr> <tr> <td>128</td> <td>228</td> <td>Extension for reply within fifth month</td> </tr> <tr> <td>119</td> <td>219</td> <td>Notice of Appeal</td> </tr> <tr> <td>120</td> <td>220</td> <td>Filing a brief in support of an appeal</td> </tr> <tr> <td>121</td> <td>221</td> <td>Request for oral hearing</td> </tr> <tr> <td>138</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> </tr> <tr> <td>140</td> <td>240</td> <td>Petition to revive - unavoidable</td> </tr> <tr> <td>141</td> <td>241</td> <td>Petition to revive - unintentional</td> </tr> <tr> <td>142</td> <td>242</td> <td>Utility issue fee (or reissue)</td> </tr> <tr> <td>143</td> <td>243</td> <td>Design issue fee</td> </tr> <tr> <td>144</td> <td>244</td> <td>Plant issue fee</td> </tr> <tr> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> </tr> <tr> <td>123</td> <td>130</td> <td>Petitions related to provisional applications</td> </tr> <tr> <td>126</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> </tr> <tr> <td>581</td> <td>481</td> <td>Recording each patent assignment per property (times number of properties)</td> </tr> <tr> <td>146</td> <td>370</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> </tr> <tr> <td>149</td> <td>370</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> </tr> <tr> <td>179</td> <td>370</td> <td>Request for Continued Examination (RCE)</td> </tr> <tr> <td>169</td> <td>900</td> <td>Request for expedited examination of a design application</td> </tr> </tbody> </table> <p>Other fee (specify):</p> <p>Other fee (specify):</p> <p>*Reduced by Basic Filing Fee Paid</p>	Large Entity	Small Entity		Fee Code	Fee Code	Fee Description	Fee (\$)	Fee (\$)	Fee paid	105	205	Surcharge - late filing fee or oath	127	227	Surcharge - late provisional filing fee or cover sheet	139	139	Non-English specification	147	2,520	For filing a request for <i>ex parte</i> reexamination	112	920*	Requesting publication of SIR prior to Examiner action	113	1,840*	Requesting publication of SIR after Examiner action	115	215	Extension for reply within first month	116	216	Extension for reply within second month	117	217	Extension for reply within third month	118	218	Extension for reply within fourth month	128	228	Extension for reply within fifth month	119	219	Notice of Appeal	120	220	Filing a brief in support of an appeal	121	221	Request for oral hearing	138	1,510	Petition to institute a public use proceeding	140	240	Petition to revive - unavoidable	141	241	Petition to revive - unintentional	142	242	Utility issue fee (or reissue)	143	243	Design issue fee	144	244	Plant issue fee	122	130	Petitions to the Commissioner	123	130	Petitions related to provisional applications	126	180	Submission of Information Disclosure Stmt	581	481	Recording each patent assignment per property (times number of properties)	146	370	Filing a submission after final rejection (37 CFR 1.129(a))	149	370	For each additional invention to be examined (37 CFR 1.129(b))	179	370	Request for Continued Examination (RCE)	169	900	Request for expedited examination of a design application
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SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Andrea Jo Kamage	Registration No (Attorney/Agent)	43,703
Signature	<i>Andrea Jo Kamage</i>	Telephone	202-371-2600
		Date	1/9/02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/966,746	10/01/2001	Maurice Zauderer	1821.0060001

26111
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WASHINGTON, DC 20005-3934

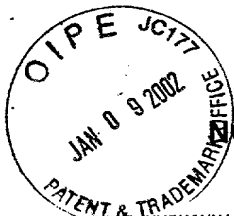
NOV 14 2001

CONFIRMATION NO. 3613

FORMALITIES LETTER



OQ00000007048239



Date Mailed: 11/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

01/14/2002 - HMOHAMM1 00000104 09966746

01 FC:101 740.00 DP
02 FC:103 54.00 DP
03 FC:105 130.00 DP

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$54.
■ \$54 for 3 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) or \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 924.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May

Basic Fee, Excess Fee, Decl, Add'l, Draw, Seq Listing

STAT BAR

JUNE

JAN 9, 2002

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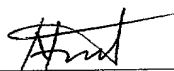
01/14/2002 - HMOHAMM1 00000104 09966746
01 FC:101 740.00 DP
02 FC:103 54.00 DP
03 FC:105 130.00 DP

15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

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